



County of Los Angeles CHIEF EXECUTIVE OFFICE

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SACHI A. HAMAI
Interim Chief Executive Officer

September 9, 2015

To: Mayor Michael D. Antonovich
Supervisor Hilda L. Solis
Supervisor Mark Ridley-Thomas
Supervisor Sheila Kuehl
Supervisor Don Knabe

From: Sachi A. Hamai
Interim Chief Executive Officer

Board of Supervisors
HILDA L. SOLIS
First District

MARK RIDLEY-THOMAS
Second District

SHEILA KUEHL
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

SACRAMENTO UPDATE

Executive Summary

This memorandum contains changes in pursuits of County advocacy positions on the following legislation:

- **County-opposed-unless-amended AB 665 (Frazier).** This measure would create a statewide preemption of all local ordinances and regulations related to the discharge of firearms on lands that the State deems suitable for hunting and fishing. The sponsors of this measure have not accepted the County's recommended amendment to expressly exempt local public health and safety laws that incidentally affect the regulation of hunting and fishing. Therefore, unless otherwise directed by the Board, consistent with existing policy to oppose any abridgement or elimination of the Board of Supervisors' powers and duties unless the change promotes a higher priority of the Board, **the Sacramento advocates will change the County's position on AB 665 from oppose-unless-amended, to oppose.**
- **County-support-if-amended AB 1056 (Atkins).** This measure, which would fund recidivism reduction programs that focus on community-based solutions, including mental health services, substance abuse disorder treatment services, and housing assistance, passed the Legislature, and it now proceeds to the

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Governor. Therefore, unless otherwise directed by the Board, consistent with existing policy to support long-term recidivism reduction programs, **the Sacramento advocates will change the County's position on AB 1056 from support-if-amended, to support.**

- **County-support-in-concept SB 11 (Beall).** This measure, which would require the State to provide an additional 15 hours of behavioral health training for new law enforcement officers, passed the Legislature, and it now proceeds to the Governor. Therefore, unless otherwise directed by the Board, consistent with existing policy to support proposals to increase funding for specialized mental health training to law enforcement personnel, **the Sacramento advocates will change the County's position on SB 11 from support-in-concept, to support.**
- **County-support-in-concept SB 29 (Beall).** This measure, which would require the State to provide eight hours of crisis intervention behavioral health training for all field training law enforcement officers, passed the Legislature, and it now proceeds to the Governor. Therefore, unless otherwise directed by the Board, consistent with existing policy to support proposals to increase funding for specialized mental health training to law enforcement personnel, **the Sacramento advocates will change the County's position on SB 29 from support-in-concept, to support.**
- **County-opposed-unless-amended SB 119 (Hill).** This measure, which would make various changes to the State subsurface installation excavation laws, was amended on September 4, 2015 to add an exemption to the definition of excavation for removal of sediment in a flood control facility operated by a city, county, or flood control district. Therefore, unless otherwise directed by the Board, **the Sacramento advocates will remove the County's opposition to SB 119 and take a neutral position on this measure.**

Change in Pursuit of County Position on Legislation

County-opposed-unless-amended AB 665 (Frazier), which as amended on August 18, 2015, would specify that the State has full and exclusive regulatory authority on lands that the State deems suitable for hunting and fishing for purposes that include, but are not limited to, public health and safety.

According to County Counsel, as currently amended, AB 665 would create a statewide preemption of all local ordinances and regulations related to the discharge of firearms on lands for which the State oversees hunting and fishing regulations, preempting current County ordinances that restrict the discharge of firearms in hunting areas adjacent to residential areas. The sponsors of this bill have not accepted the County's recommended amendment to expressly exempt local public health and safety laws that incidentally affect the regulation of hunting and fishing. Therefore, unless otherwise directed, consistent with existing policy to oppose any abridgement or elimination of the Board of Supervisors' powers and duties unless the change promotes a higher priority of the Board, **the Sacramento advocates will change the County's position on AB 665 from oppose-unless-amended, to oppose.**

AB 665 passed the Senate Floor by a vote of 23 to 16 on September 8, 2015. This measure now returns to the Assembly for concurrence with Senate amendments.

County-support-if-amended AB 1056 (Atkins), which would direct Proposition 47 grant moneys to the Second Chance Program to fund recidivism reduction programs that focus on community-based solutions, including mental health services, substance abuse disorder treatment services, misdemeanor diversion programs, and housing assistance, was amended on August 31, 2015.

As currently amended, AB 1056 would extend the sunset date on the Social Innovation Financing Program from January 1, 2020 to January 1, 2022. This program, which was enacted in AB 1837 (Chapter 802, Statutes of 2014), provides grants to three counties utilizing Pay for Success contracts for programs that help to reduce recidivism. On August 11, 2015, the Board of Supervisors adopted a motion to approve the Just in Reach Program, the County's Pay for Success initiative, and directed the Interim Chief Executive Officer to apply for AB 1837 funds.

The amendments to AB 1056 delete previous provisions related to membership of the Second Chance Program executive steering committee. As amended, this measure would require the Board of State and Community Corrections (BSCC) to form an executive steering committee that includes a balanced membership from relevant State and local government entities, community-based service providers, and the formerly incarcerated community. The committee would be responsible for developing guidelines for the administration of the grant program.

AB 1056 would also require the Board of State and Community Corrections to generally consider geographic diversity when developing and awarding the Second Chance Program grants. The author's office did not incorporate the County's requested amendments to require a more specific grant allocation methodology that would

equitably reflect a region's proportionate share of State savings, offender population and recidivism program needs. However, AB 1056 would provide the County with the opportunity to compete for grants to fund new or existing recidivism reduction programs.

This office supports AB 1056. If this measure is enacted, this office will work with affected departments and the Board of State and Community Corrections to pursue the County's grant methodology recommendations administratively. Therefore, unless otherwise directed by the Board, consistent with existing policies to support proposals to: 1) implement long-term recidivism reduction programs; and 2) increase funding for prevention, diversion, housing and intervention services for mentally ill adults and delinquents and/or emotionally disturbed minors to divert them from the criminal justice system, **the Sacramento advocates will change the County's position on AB 1056 from support-if-amended, to support.**

AB 1056 passed the Assembly Floor, in concurrence of Senate amendments, by a vote of 80 to 0 on September 2, 2015. This measure now proceeds to the Governor.

County-support-in-concept SB 11 (Beall), which would mandate an additional 15 hours of behavioral health training for new law enforcement officers and a three-hour continuing education course every four years for patrol officers to be provided by the State Commission on Peace Officer Standards and Training (POST), was amended on August 28, 2015. As amended, SB 11 would no longer mandate the three-hour continuing education course, and would, instead, require that POST make the continuing training available to patrol officers as optional training.

County-support-in-concept SB 29 (Beall), companion measure to SB 11, which, would mandate eight hours of crisis intervention behavioral health training for all field training law enforcement officers to be provided by POST, was amended on August 31, 2015. As amended, SB 29 would specify that if a field training officer has completed eight hours of crisis intervention behavioral health training within the past 24 months, or has completed 40 hours of crisis intervention behavioral health training, he/she is not required to take additional training as mandated by this measure.

As previously reported, the enhanced training requirements of SB 11 and SB 29 would align with the County's goal to have its public safety officers receive enhanced behavioral health training. Although these measures do not identify funding for the additional training mandated, the training would be provided by the State and would partially assist with the County's local training goals.

This office supports SB 11 and SB 29, and recommends that the County continue to work with the State to identify funding that would assist the County to meet its goal for enhanced mental health training for its local law enforcement officers. Therefore, unless otherwise directed by the Board, consistent with existing policies to support proposals to increase funding for specialized mental health training to law enforcement personnel, probation officers, and health care practitioners, **the Sacramento advocates will change the County's positions on SB 11 and SB 29 from support-in-concept, to support.**

SB 11 passed the Senate Floor, in concurrence of Assembly amendments, by a vote of 40 to 0 on September 2, 2015. This measure now proceeds to the Governor.

SB 29 passed the Senate Floor, in concurrence of Assembly amendments, by a vote of 37 to 0 on September 3, 2015. This measure now proceeds to the Governor.

County-opposed-unless-amended SB 119 (Hill), which would: 1) revise subsurface installation excavation laws; 2) create an advisory committee to coordinate education and outreach activities, develop standards, and investigate violations of the provisions proposed by the bill; and 3) provide that the advisory committee would be funded through fines levied on gas and electric corporations for safety violations, was amended on September 4, 2015.

As currently amended, SB 119 would provide exemptions for routine digging, grading, and scraping or similar operations in a flood control area known not to contain substructures, in connection with the removal of debris, vegetation, sediment, or mudflow for flood control in flood control facilities owned by a county or city, flood control district, or similar special district, and when the activity is performed by one of these entities. This amendment was made at the request of the County, and is meant to allow a flood control district to remove mud, rocks, or other debris which have been deposited onto the roadways due to storms in order to re-open roadways without having to first notify the dig alert system.

The Department of Public Works reports that the author of SB 119 has accepted amendments to address the County's concerns with this measure, and indicates that the latest amendment specifically addresses concerns related to the ability of the flood control district to perform debris removal after storms. **Therefore, the Sacramento advocates will remove the County's opposition to SB 119 and take a neutral position on this measure.**

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SB 119 passed the Assembly Floor by a vote of 53 to 0 on September 8, 2015. This measure now returns to the Senate for concurrence with Assembly amendments.

We will continue to keep you advised.

SAH:JJ:MR
VE:IGEA:ma

c: All Department Heads
Legislative Strategist
Local 721
Coalition of County Unions
California Contract Cities Association
Independent Cities Association
League of California Cities
City Managers Associations
Buddy Program Participants